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March 18, 2014

Freedom of Information Officer
United States EPA – Region 5
77 W. Jackson Blvd.
Chicago, IL 60604

Re: Freedom of Information Act Request – South Dayton Dump and Landfill Site

Dear FOI Officer:

Pursuant to 5 U.S.C. § 552, the Freedom of Information Act (“FOIA”), please provide to the undersigned, within 20 days of receipt hereof, copies of the following records, information, documents, communications, photographs, videos, and/or any other materials within the possession, custody, or control of the United States Environmental Protection Agency, Region 5 (“USEPA”):

All requests are made in relation to the South Dayton Dump and Landfill Site located at 1975 Dayton Road in Moraine, Montgomery County, Ohio (the “Site”):

1. All documents relating to the April 5, 2013 Administrative Settlement Agreement and Order on Consent for Removal of Action (“ASAOC”) entered into by the USEPA, Hobart Corporation, NCR Corporation, and Kelsey Hayes Company;
2. All documents relating to the historical discharge of contaminants or waste material at the Site including, but not limited to, documents relating to the cause, source, volume, and timing of contamination or waste material allegedly caused by the operations of any Potentially Responsible Parties (“PRPs”) at the Site;
3. All documents relating to the disposal of waste material at the Site, including the identity of entities that disposed waste material and the time periods during which such entities disposed of waste material at the Site;



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4. All documents relating to costs incurred to date for investigating, testing, evaluating, and/or removing the alleged contamination or waste material at the Site;
5. All documents relating to all "Past Response Costs," "Interim Response Costs" and/or "Future Response Costs" as those terms are defined in the ASAO referenced in paragraph 1 above;
6. All documents relating to each PRPs' share of "Past Response Costs," "Interim Response Costs" and/or "Future Response Costs" as those terms are defined in the ASAO referenced in paragraph 1 above; and
7. All documents relating to future remedial or removal activities and all costs related thereto.

If any of the above-requested materials are claimed to be exempt or "not discoverable" pursuant to FOIA, please provide all other materials deemed subject to disclosure. Further for any part of this request claimed to be exempt or "not discoverable," please cite each specific exemption that forms the basis of the refusal to release same.

In order to help determine the assessment of fees, you should know that this firm is a private entity seeking information for use in the normal course of business. In the event that the estimated reproduction costs for the requested materials exceeds \$250.00, kindly advise me and we will schedule an appointment to inspect the documents at your office in order to determine which materials we would like to copy.

If you have any questions about this request, I may be reached at (312) 800-5029. Thank you for your kind attention to this matter.

Very truly yours,

CARROLL McNULTY & KULL

A handwritten signature in black ink, appearing to read 'James J. Hickey'. The signature is written over a circular stamp or seal that is partially obscured by the ink.

James J. Hickey